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8 **UNITED STATES DISTRICT COURT**
9 **WESTERN DISTRICT OF WASHINGTON**
10 **TACOMA DIVISION**

11 MG PREMIUM LTD, a limited liability
12 company organized under the laws of the
13 Republic of Cyprus,

14 Plaintiff,

15 vs.

16 VASILY KHARCHENKO, an individual and
17 DOES 1-20, d/b/a DAFTSEX.COM,
18 ARTSPORN.COM,

19 Defendants.

Case No.: 3:21-cv-05733-BHS

**[PROPOSED] ORDER FINDING
DEFENDANT VASILY
KHARCHENKO IN CONTEMPT AND
IMPOSING SANCTIONS**

20 **[PROPOSED] ORDER FINDING DEFENDANT VASILY KHARCHENKO IN**
21 **CONTEMPT AND IMPOSING SANCTIONS**

22 The Court, having read all papers filed in connection with the Plaintiff's *Ex Parte* Motion
23 To Re-Open the Case, Enter a Finding of Contempt, and Impose Sanctions Pursuant to
24 Fed.R.Civ.P. 70(e), having considered the issues raised therein, and being otherwise fully
25 advised, it is hereby found that:
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[PROPOSED] ORDER FINDING DEFENDANT
VASILY KHARCHENKO IN CONTEMPT AND
IMPOSING SANCTIONS
[NO. 3:21-cv-05733-BHS]

1 As a result of Defendant Vasily Kharchenko failing to appear in this action but clearly
2 being aware of this action evidence by proper service of the First Amended Complaint and
3 Defendant's relocation of the at-issue web sites to new domains immediately upon the transfer
4 of original domains to MG Premium, there are sufficiently compelling reasons to rule on MG
5 Premium's Motion for Finding of Contempt *ex parte* and based upon the submitted
6 declarations.

7 Defendant Vasily Kharchenko re-located the websites previously located at
8 Daftsex.com, Artsporn.com, and Biqle.com to new domains located at Daft.sex, Dsex.to, and
9 Biqle.org. The websites at their current domains are mirrored sites to the original websites.
10 Currently, MG Premium's 2,143 copyrighted works subject to the First Amended Complaint
11 are displayed on Daft.sex, Dsex.to, and Biqle.org. Such display is in violation of the Court's
12 Order on Final Judgment and Permanent Injunction.

13 In accordance with the foregoing, it is **ORDERED, ADJUDGED and DECREED**
14 that Plaintiff's *Ex Parte* Motion to Re-Open Case, Enter Contempt, and Impose Sanctions is
15 GRANTED.

16 In accordance with the foregoing, it is **ORDERED, ADJUDGED and DECREED**
17 Defendant Vasily Kharchenko is found IN CONTEMPT.

18 In accordance with the foregoing, the Court imposes the following as sanctions for
19 contempt: It is **ORDERED, ADJUDGED and DECREED** that

20 (1) ICM Registry and/or Registry Service, LLSC, the operator of the .SEX registry,
21 change the registrar of record for the domain name Daft.sex MG Premium's registrar
22 of choice, EuroDNS, and that EuroDNS change the registrant of the domain names
23 Daft.sex to MG Premium. These efforts shall be done at MG Premium's reasonable
24 expense.

25 (2) Tonic Domains Corp., the operator of the .TO registry, change the registrar of record
26 for the domain name Dsex.to to MG Premium's registrar of choice, EuroDNS, and

1 that EuroDNS change the registrant of the domain name Dsex.to to MG Premium.

2 These efforts shall be done at MG Premium's reasonable expense.

3 (3) Public Interest Registry, the operator of the .ORG registry, change the registrar of
4 record for the domain name Biqle.org to MG Premium's registrar of choice,
5 EuroDNS, and that EuroDNS change the registrant of the domain name Biqle.org
6 These efforts shall be done at MG Premium's reasonable expense.

7 (4) Twitter, Inc. shall permanently disable the account @Daftpost or transfer ownership
8 of the account to MG Premium, and MG Premium's election and reasonable
9 expense.

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12 Dated this ____ day of December 2022.

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Honorable Benjamin H. Settle
16 United States District Court Judge
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